

08/28/01



Jc862 U.S. PRO

8-30-01

H1011 U.S. PRO

09/941505



08/28/01

<b>Vidas, Arrett &amp; Steinkraus</b> <b>Utility Patent Application</b> <b>Transmittal</b>	Atty. Docket No	E14.2-9861																																																																		
	First Inventor	Patrick H. Kilawee																																																																		
	Title:	A Device For Holding A Container For A Composition That Produces An Antimicrobially Active Gas																																																																		
	Express Mail Label No.	EL856889964US																																																																		
<b>Application Elements</b>	<b>Address To:</b>	Commissioner for Patents Box Patent Application Washington, DC 20231																																																																		
<table><tr><td>1. <input checked="" type="checkbox"/></td><td>Fee Transmittal Form</td><td>Pages 2</td></tr><tr><td></td><td><input checked="" type="checkbox"/> Check Included</td><td></td></tr><tr><td>2. <input type="checkbox"/></td><td>Applicant claims small entity status</td><td></td></tr><tr><td>3. <input checked="" type="checkbox"/></td><td>Specification (including 1pg cover sheet, 8pg description, 2pg claims and 1pg abstract)</td><td>Pages 11</td></tr><tr><td>4. <input checked="" type="checkbox"/></td><td>Drawings</td><td>Pages 4</td></tr><tr><td>5. <input checked="" type="checkbox"/></td><td>Oath or Declaration</td><td>Pages 3</td></tr><tr><td></td><td>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</td><td></td></tr><tr><td></td><td>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d) (for continuation/divisional with Box 19 completed)</td><td></td></tr><tr><td></td><td>i. <input type="checkbox"/> Deletion of Inventor(s) – signed statement attached deleting inventors named in the prior application</td><td>Pages</td></tr><tr><td>6. <input checked="" type="checkbox"/></td><td>Application Data Sheet</td><td>Pages 2</td></tr><tr><td>7. <input checked="" type="checkbox"/></td><td>Assignment Papers (cover sheet &amp; documents and check) <input type="checkbox"/> Previously recorded on , Reel , Frames</td><td>Pages 3</td></tr><tr><td>8. <input checked="" type="checkbox"/></td><td>Power of Attorney <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement (when there is an assignee)</td><td>Pages 1 Pages</td></tr><tr><td>9. <input type="checkbox"/></td><td>English Translation Document</td><td>Pages</td></tr><tr><td>10. <input type="checkbox"/></td><td>Information Disclosure Statement <input type="checkbox"/> Copies of Citations ( references)</td><td>Pages</td></tr><tr><td>11. <input type="checkbox"/></td><td>Preliminary Amendment</td><td>Pages</td></tr><tr><td>12. <input checked="" type="checkbox"/></td><td>Return Receipt Postcard</td><td>Pages 1</td></tr><tr><td>13. <input type="checkbox"/></td><td>Certified Copy of Priority Document</td><td>Pages</td></tr><tr><td>14. <input type="checkbox"/></td><td>Nonpublication Request</td><td>Pages</td></tr><tr><td>15. <input checked="" type="checkbox"/></td><td>Constructive Petition</td><td>Pages 1</td></tr><tr><td>16. <input type="checkbox"/></td><td>Limited Authorization</td><td>Pages</td></tr><tr><td>17. <input checked="" type="checkbox"/></td><td>VAS Utility Patent Application Transmittal</td><td>Pages 1</td></tr><tr><td>18. <input checked="" type="checkbox"/></td><td>Other Correspondence Address of Law Firm</td><td>Pages 1</td></tr></table>			1. <input checked="" type="checkbox"/>	Fee Transmittal Form	Pages 2		<input checked="" type="checkbox"/> Check Included		2. <input type="checkbox"/>	Applicant claims small entity status		3. <input checked="" type="checkbox"/>	Specification (including 1pg cover sheet, 8pg description, 2pg claims and 1pg abstract)	Pages 11	4. <input checked="" type="checkbox"/>	Drawings	Pages 4	5. <input checked="" type="checkbox"/>	Oath or Declaration	Pages 3		a. <input checked="" type="checkbox"/> Newly executed (original or copy)			b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d) (for continuation/divisional with Box 19 completed)			i. <input type="checkbox"/> Deletion of Inventor(s) – signed statement attached deleting inventors named in the prior application	Pages	6. <input checked="" type="checkbox"/>	Application Data Sheet	Pages 2	7. <input checked="" type="checkbox"/>	Assignment Papers (cover sheet & documents and check) <input type="checkbox"/> Previously recorded on , Reel , Frames	Pages 3	8. <input checked="" type="checkbox"/>	Power of Attorney <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement (when there is an assignee)	Pages 1 Pages	9. <input type="checkbox"/>	English Translation Document	Pages	10. <input type="checkbox"/>	Information Disclosure Statement <input type="checkbox"/> Copies of Citations ( references)	Pages	11. <input type="checkbox"/>	Preliminary Amendment	Pages	12. <input checked="" type="checkbox"/>	Return Receipt Postcard	Pages 1	13. <input type="checkbox"/>	Certified Copy of Priority Document	Pages	14. <input type="checkbox"/>	Nonpublication Request	Pages	15. <input checked="" type="checkbox"/>	Constructive Petition	Pages 1	16. <input type="checkbox"/>	Limited Authorization	Pages	17. <input checked="" type="checkbox"/>	VAS Utility Patent Application Transmittal	Pages 1	18. <input checked="" type="checkbox"/>	Other Correspondence Address of Law Firm	Pages 1
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19. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment or in an Application Data Sheet  <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part Of prior application no. <input type="checkbox"/> Prior Application Information: Examiner Group Art Unit  For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.																																																																				
20. TOTAL NUMBER OF PAGES 30																																																																				
<b>21. CORRESPONDENCE ADDRESS</b>   <b>00490</b> PATENT TRADEMARK OFFICE <b>INSERT CUSTOMER NUMBER LABEL ABOVE</b>																																																																				
Name	Lisa L. Ryan-Lindquist, Reg. No. 43,071																																																																			
Signature		Date 8/28/2001 Aug 27, 2001																																																																		

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>In Re Application of:</b>	Kilawee, et al
<b>Application No.:</b>	not assigned yet
<b>Filed:</b>	Concurrently herewith
<b>For:</b>	A Device For Holding A Container For A Composition That Produces An Antimicrobially Active Gas
<b>Examiner:</b>	not assigned yet
<b>Group Art Unit:</b>	not assigned yet

Box Patent Application  
Commissioner for Patent  
Washington, D.C. 20231

**Docket No.:** E14.2-9861

## TRANSMITTAL LETTER

1. In regard to the above-identified application, we are submitting the attached: **1 pg Utility Patent Appln. Transmittal; 1 pg Fee Transmittal; 2 pg Inventor Info; 1 Appln. cover sheet; 15 pgs Specification including 2 pg claims, 1 pg abstract and 4 sheets drawings; 3 pgs Declaration; 1 pg Assign Recordation sheet; 1 pg Assignment; 1 pg POA; 1 pg Corresp Address; 1 pg Construct pet; 2 checks in the amount of \$710.00 and \$40.00; VA&S transmittal and postcard**
2. With respect to fees:
  - ☐ No additional fee is required.
  - ☒ Attached is check(s) in the amount of \$710.00 and 40.00.
  - ☐ Charge additional fee to our Deposit Account No. 22-0350.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**  
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

VIDAS, ARRETT & STEINKRAUS

Date: August 28, 2001

By:

*Eisa Ryan-Lindquist*  
Eisa Ryan-Lindquist  
Registration No. 43,071

6109 Blue Circle Drive, Suite 2000  
Minnetonka, MN 55343-9185  
Telephone: (952) 563-3000  
Facsimile: (952) 563-3001

**Certificate Under 37 CFR 1.8:** I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as FIRST CLASS MAIL, addressed to Box Patent Application; Commissioner for Patents, Washington D.C. 20231, on August 28, 2001.

*Brenda L. Jurgens*  
Brenda L. Jurgens

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$750.00)

## METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees to:

Deposit Account Number 22-0350

Deposit Account Name Vidas, Arrett & Steinkraus

☐ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status.  
See 37 CFR 1.27

☒ Credit any overpayments to Deposit Account No. 22-0350  
Deposit Account Name: Vidas, Arrett & Steinkraus

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	710
106	320	206	160	Design filing fee	----
107	490	207	245	Plant filing fee	----
108	710	208	355	Reissue filing fee	----
114	150	214	75	Provisional filing fee	----

**SUBTOTAL (1) \$ 710.00**

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20 - 20** =	0	X	----
Independent			= 0
Claims 1 - 3** =	0	X	----
Multiple Dependent			= 0

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) \$ 0**

\*\*or number previously paid, if greater; For Reissues, see above

## Complete if Known

Application Number	Not yet assigned
Filing Date	Not yet assigned
First Named Inventor	Patrick H. Kilawee
Examiner Name	Not yet assigned
Group Art Unit	Not yet assigned
Attorney Docket No.	E14.2-9861

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	----
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	----
139	130	139	130	Non-English specification	----
147	2,520	147	2,520	For filing a request for ex parte reexamination	----
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	----
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	----
115	110	215	55	Extension for reply within first month	----
116	390	216	195	Extension for reply within second month	----
117	890	217	445	Extension for reply within third month	----
118	1,390	218	695	Extension for reply within fourth month	----
128	1,890	228	945	Extension for reply within fifth month	----
119	310	219	155	Notice of Appeal	----
120	310	220	155	Filing of Appeal	----
121	270	221	135	Request for oral hearing	----
138	1,510	138	1,510	Petition to institute a public use proceeding	----
140	110	240	55	Petition to revive - unavoidable	----
141	1,240	241	620	Petition to revive - unintentional	----
142	1,240	242	620	Utility issue fee (or reissue)	----
143	440	243	220	Design issue fee	----
144	600	244	300	Plant issue fee	----
122	130	122	130	Petitions to the Commissioner	----
123	50	123	50	Processing fee under 37 CFR 1.17(q)	----
126	180	126	180	Submission of Information Disclosure Stmt	----
581	40	581	40	Recording each patent assignment per property (times number of properties)	\$40.00
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	----
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	----
179	710	279	355	Request for Continued Examination (RCE)	----
169	900	169	900	Request for expedited examination of a design application	----
Other Fee (specify) _____					(\$)
*Reduced by Basic Filing Fee Paid					<b>SUBTOTAL (3) (\$40.00)</b>

Lisa L. Ryan-Lindquist, Reg. No. 43,071

Signature

Telephone 952-563-3000

Date

**WARNING:** Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Inventor(s):</b>	Kilawee et al.
<b>Title:</b>	A Device for Holding a Container for a Composition that Produces an Antimicrobially Active Gas
<b>Filed:</b>	<input checked="" type="checkbox"/> concurrently herewith <input type="checkbox"/> on _____ and assigned Serial No. _____

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Docket No.: E14.2-9861

**CORRESPONDENCE ADDRESS OF LAW FIRM**

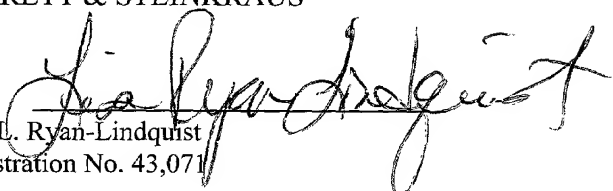
Vidas, Arrett & Steinkraus P.A. would like to make the following  
correspondence address of record. Please send all correspondence for this application to the  
address as follows:

**CUSTOMER NUMBER 490**  
whose present address is  
**Vidas, Arrett & Steinkraus P.A.**  
**Suite 2000**  
**6109 Blue Circle Drive**  
**Minnetonka, MN 55343-9185**

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Dated: August 8, 2001

By:   
Lisa L. Ryan-Lindquist  
Registration No. 43,071

Suite 2000  
6109 Blue Circle Drive  
Minnetonka, MN 55343-9185  
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